

**MEMORANDUM**

**TO: BRADLEY ARNOLD  
SUMTER COUNTY ADMINISTRATOR**

**FROM: GEORGE G. ANGELIADIS, ESQ.  
THE HOGAN LAW FIRM, COUNTY ATTORNEY**

**RE: REVIEW OF CONTRACT BETWEEN THE FLORIDA  
DEPARTMENT OF CHILDREN AND FAMILIES AND  
LIFESTREAM BEHAVIORAL CENTER, INC.**

**DATE: JANUARY 25, 2012**

---

**Question Presented:** Review contract between Florida Department of Children and Families and Lifestream Behavior Center, Inc. to determine what provisions, if any, should be added, corrected or deleted in light of AGO 2011-023

**General Summary:** The following are issues to consider with regard to Sumter County entering into a District Plan with the Florida Department of Children and Families for the provision of mental health services funding pursuant to the provisions of Chapter 394, Florida Statutes:

1. The contract should acknowledge that it is to be considered the "district plan" for purposes on Chapter 394, Florida Statutes.
2. The Contract should include Sumter and Lake County as parties in an effort to comply with the intent of Chapter 394, which requires that the county or counties in question be involved in the development of a "district plan" which shall include the following statutory elements:
  - (a) A record of the total amount of money available in the district for mental health and substance abuse services.
  - (b) A description of each service that will be purchased with state funds.
  - (c) A record of the amount of money allocated for each service identified in the plan as being purchased with state funds.
  - (d) A record of the total funds allocated to each provider.
  - (e) A record of the total funds allocated to each provider by type of service to be purchased with state funds.
  - (f) Input from community-based persons, organizations, and agencies interested in substance abuse and mental health treatment services; local government entities that contribute funds to the public substance abuse and mental health treatment systems; and consumers of publicly funded substance abuse and mental health services, and their family members. The plan must describe the means by which this local input occurred.

3. Under Section 17 of the contract, Lake and Sumter counties should be referenced as well with regard to independent capacity of the contract provider.
4. Under Section 19 of the contract, Lake and Sumter counties should be referenced as well with regard to not publicizing affiliation with the state or county.
5. The structure and method of invoicing and payment between the Counties and the Department of Children and Families should be established.
6. The in-kind contribution for the use of Sumter county facilities should be addressed in the contract/plan as well.
7. Lake and Sumter counties should be included in paragraph 44 of the contract/plan regarding dispute resolution.
8. Lake and Sumter counties should be included in the contact information section of paragraph 45.
9. The contract/plan should include a process for the submission of the plan to the governing bodies for their review, comment, and approval.
10. The contract/plan should provide a procedure for the Department to provide the governing bodies, prior to the budget submission date of each governing body, an estimate of the proportionate share of costs of alcohol, drug abuse, and mental health services proposed to be borne by each such governing body.
11. The contract/plan should contain a process for the service provider to identify the funds received from other sources which would otherwise reduce the obligations of the state and local governing bodies pursuant to Chapter 394.